

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 11, 2000

DIVISION ONE

B128156 Valentin (Not for Publication)
B129906 v.
City Of South Gate et al.

The judgment in the civil action (case number B128156) is affirmed. The judgment in the mandate proceeding (case number B129906) is reversed and that cause is remanded to the trial court with directions to enter a new judgment in favor of the defendants. The parties shall pay their own costs of appeal.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Ortega, J.

B123617 People (Not for Publication)
v.
Randle

The judgment is affirmed.

Masterson, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

DIVISION TWO

B124936 People (Not for Publication)
v.
Arce et al.

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
Zebrowski, J. (Assigned)

B131020 Pacific Palisades Residents Assoc. (Not for Publication)
v.
City Council of the City of Los Angeles et al.

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
Mallano, J. (Assigned)

B125783 Yedlin et al. (Not for Publication)
v.
Franchise Tax Board

The judgment is modified to delete the award of attorney fees. As so modified, the judgment is affirmed. The parties are to bear their own costs of appeal.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

January 11, 2000-Continued

DIVISION TWO (Continued)

B130084 Hazard (Not for Publication)
v.
Board of Accountancy

The judgment is affirmed. Each party to bear their own costs.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

B122566 Bartles (Not for Publication)
v.
Dobbs

The appeal is ordered dismissed. Ms Bartles is awarded costs on appeal.

Nott, Acting P.J.

We concur: Cooper, J.
Mallano, J. (Assigned)

B125124 People (Not for Publication)
v.
Hernandez

The appeal is dismissed.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

DIVISION TWO (Continued)

B126888 People (Not for Publication)
v.
Johnson

The Court:

The judgment is affirmed.

Nott, Acting P.J., Cooper, J., Mallano, J. (Assigned)

DIVISION THREE

B124854 People (Not for Publication)
v.
Hammond

The judgment is modified to impose a suspended \$400 parole revocation restitution fine pursuant to Penal Code section 1202.45. The clerk of the superior court is ordered upon issuance of the remittitur to correct the abstract of judgment to properly reflect the suspended fine and to forward a corrected copy to the Department of Corrections. In all other respects, the judgment is affirmed.

Kitching, Acting P.J.

We concur: Aldrich, J.
Schneider, J. (Assigned)

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

January 11, 2000-Continued

DIVISION THREE (Continued)

B125129 People (Not for Publication)
v.
Richardson

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B106911 People (Not for Publication)
v.
Reyes

The Court:

The judgment is affirmed.

Klein, P.J., Kitching, J., Aldrich, J.

B134681 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Latisha Y.

The appeal is dismissed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B133665 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Matthew A.

The appeal is dismissed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B133771 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Sherman P.

The appeal is dismissed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B135766 Adriana H. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children & Family Services, r.p.i.)

The petition is denied.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

DIVISION THREE (Continued)

B128183 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Christopher C.

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
 Schneider, J. (Assigned)

B120600 Fairchild Corporation et al. (Not for Publication)
v.
Roland A. Wheeler

Since the trial court failed to state in its order the grounds for sanctions, we remand the matter to the trial court to prepare and file a new order in light of this opinion. Wheeler's motion for sanctions on appeal is denied. Each party will bear their own costs on appeal.

Kitching, J.

We concur: Croskey, Acting P.J.
 Schneider, J. (Assigned)

B129003 John Kuykendall (Not for Publication)
v.
Workers Compensation Appeals Board
Subsequent Injuries Fund, Respondent

The Board's decision is annulled and the matter is remanded for further proceedings consistent with this opinion.

Kitching, J.

We concur: Klein, P.J.
 Croskey, J.

DIVISION FOUR

B128177 People (Not for Publication)
v.
Reyes, et al.

Reyes' abstract of judgment is ordered amended so that six months of the total subordinate term of five years, six months on counts 3, 4, 7, and 8 is stayed. In all other respects, the judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
 Hastings, J.

B128654 Nickel
v.
Kramer Motors

Filed order denying petition for rehearing.

DIVISION FIVE

Court convened at 1:30 p.m.

Present: Turner, P.J., Grignon, J., Godoy Perez, J. and Zaida G. Heraldez, Deputy Clerk.

B133091 Communities for a Better Environment
v.
City of Santa Fe Springs et al.

Merits:
Argued by Elizabeth A. Bader for appellant, Colin Lennard for respondent
and by Edward J. Casey for real party in interest. Cause submitted.

Court Adjourned.

DIVISION SIX

B133538 People (Not for Publication)
v.
Perez

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

DIVISION SEVEN

B114605 Sully-Miller Contracting Company (Not for Publication)
v.
ASL Consulting Engineers

The judgment in favor of Sully-Miller and against ASL on the negligence cause of action is reversed. The portion of the judgment concerning the issue of offset between the pretrial settlement and the jury verdict is remanded to the trial court to modify the judgment after determination of the amount of the verdict subject to offset. In all other respects the judgment is affirmed. Sully-Miller is entitled to costs on appeal.

Chavez, J. (Assigned)

We concur: Johnson, Acting P.J.
Woods, J.

B126507 Boardwalk Escrow, Inc. (Not for Publication)
v.
Bonner

The judgment of the superior court, denying writ of mandate, is affirmed in full. Respondent is awarded costs of appeal.

Chavez, J. (Assigned)

We concur: Woods, Acting P.J.
Neal, J.

DIVISION SEVEN (Continued)

B119255 Osborne
 v.
 Brenner
 Estate of Brenner

Filed order denying petition for rehearing.

B126204 Spaan
 v.
 Spaan

Filed order denying petition for rehearing.